

Semi-Weekly Herald

A Continuation of the Klamath Republican

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POWELL GIVEN BAR LICENSE

The Central saloon is to be conducted by E. C. (Doc.) Powell, the city council Monday night granting him a license. Powell formerly conducted "The Smoke."

The petition of Dan Cochran for a license to conduct this bar, which was laid over at last week's meeting, was read again. Upon Doty's motion, seconded by Townsend, this was refused. Matthews moved the issuance of a license to Powell, and this passed.

CANT HOOK USED TO END QUARREL

Charged with striking J. H. Angove with a cant hook, John Bonnam was arrested Monday at Shippington. This morning he gave a bond for \$250, with H. J. Lockwood and W. A. Leonard as sureties, for his appearance in the justice court on charge of assault with a dangerous weapon.

The trouble between the two men occurred Monday at Shippington. Angove's face is badly bruised as a result of the new use found for the cant hook.

Indians Mixed in Lawsuit.

Through Attorney J. S. Kent Short Bob, a Klamath Indian, brought suit against Harrison Brown, another Indian. Both are prominent on the reservation, and are among the wealthiest of the reds. In his complaint Short Bob alleges that Brown owes him \$2,500, and he seeks to recover this and costs.

Benson Passes Through.

Circuit Judge Henry L. Benson reached here Monday from Lakeview, where he has been holding a term of court. On Tuesday he left for Salem to attend to business matters, but will be back before June 12, the date for the opening of the June term in Klamath.

Mrs. Lyle O. Mills is visiting relatives and friends in Lakeview.

MAYOR REAPPOINTS MAN WHO RESIGNED AFTER A FIGHT

The following are the appointments so far made by Mayor T. F. Nicholas:

Chief of police—Joseph C. Smith. Patrolman No. 1—Sam L. Walker. City engineer—John McLean. City Attorney—J. C. Rutenic. Street Superintendent—Fred Stahlman.

Poundmaster—Ed Owens. Health Officer—Dr. L. L. Truax. With the exception of Ed Owens, all are re-appointed officers. Owens, who is a son of Councilman Ben Owens, succeeds William Hall, who has served the city for several years as patrolman and as poundmaster.

The re-appointment of Smith came as a surprise to many, as Smith recently resigned, and his resignation was accepted by Mayor Nicholas. Smith's reappointment followed the reading of a lengthy petition signed by business men, asking that Smith be re-appointed. Matthews moved for the confirmation of the Mayor's appointment.

The appointment of the various committees in the council, and the remaining members of the police force was continued until Monday. During the week this will be talked over by members of the council and the mayor. There is expected a breach on the number of policemen to be named. Nicholas insists that four men are necessary to properly patrol the city, while some of the council state that three are plenty.

There was much discussion about this question, and that of re-appointing Smith at an informal session of the council held before the regular meeting last night.

At last night's meeting Councilmen Doty, Goeller, Townsend, Underwood and Savidge stepped out of office, and the business will be conducted by Councilmen Rogers, Matthews, Townsend, Owens and Lockwood, a board of five instead of ten. Lockwood was escorted to his seat by Doty, and was sworn in by the mayor.

Nicholas was then sworn in by Judge Leavitt.

"I want to thank every member of the old council for the support you have given me," said Nicholas. "You never sulked in the harness, and you did faithful committee work. You have my best wishes."

Contracts Cattle.

Louis Gerber, local cattle king, has returned from a trip to the Burns country. While away he contracted for 500 head of beef cattle at Silver Creek for September delivery to Abert Lake.

TRANSFERS OF REAL ESTATE

Alexander Heisig et ux to Henry Halverson et ux, deed, \$1, 8 1/2 NW 1/4 NE 1/4 and NE 1/4 NW 1/4 Sec. 16-28-10. The Klamath Development company to J. M. Volkmar, warranty deed, \$10, lots 13, 14, block 38, Mountain View.

Finia Mayfield et ux to W. G. Mayfield et al, warranty deed, \$500, SE 1/4 SE 1/4, Sec. 33; SW 1/4 SW 1/4, Sec. 34-23-9; N 1/2 NE 1/4, Sec. 4-24-9.

Joseph Mayfield to M. S. Mayfield, warranty deed, \$500, N 1/2 NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 4-24-9. S. A. Mashen et ux to Louis Gerber, warranty deed, \$10, 8 1/2 NW 1/4 SE 1/4, Sec. 25-39-15.

The Klamath Development company to Chas. Tierman, warranty deed, \$10, lot 5, block 28, Hot Springs. United States to A. M. Abel, patent, NW 1/4, Sec. 1131-8.

United States to A. M. Abel, patent, SE 1/4, Sec. 3-31-8.

United States to A. M. Abel, patent, E 1/2 SW 1/4 and S 1/2 NE 1/4, Sec. 11-31-8.

United States to A. M. Abel, patent, W 1/2 E 1/2, Sec. 14-30-9.

SAYS AGED MAN DID NOT FIGHT

KLAMATH AGENCY, June 3.—Peter Phillips, the old Indian who died at the reservation last week shortly after being attacked by White Cindy, a powerful Indian woman, did not fight at all against the woman, say the Indians who were at the cemetery at the time. There were many present at the time. White Cindy is now under arrest.

J. P. Leew as a visitor at the reservation this week.

Bill Thompson returned from Klamath Marsh last week, where he spent the winter tending stock.

Quite an interest is being taken in the coming "Big July Time" at the Fort. We hear it will be good.

The Chiloquin Engineers' baseball team is not hurt over losing the game to Klamath Falls. They are practicing hard, and if a second game is played they will make the county seat team go some.

Will W. Baldwin of Klamath Falls was a recent visitor on the Klamath reservation in his auto.

Robert Wilson has returned from Klamath Marsh, where he took his stock cattle to pasture. Wilson has many cattle. He is one of the well-to-do Indians.

We have not heard of the Fort Klamath baseball team yet. We did hear there was a team being organized some time ago, but nothing more has been said of them.

MARTIN BROS. TO MOVE THEIR MILL

Martin Brothers will begin moving the Klamath Falls flour mill in about a week from its present location to Sixth and Spring street, on the railroad. The contract has been let to M. R. Doty, who is now getting his outfit on the ground to begin work.

On account of the increased shipments being made to outside points of flour, feed and grain, the milling company has found it necessary, as well as much more convenient in handling, to have their mill located adjoining the warehouses on the railroad.

The mill will be cut into four sections of moving. The machinery in the basement is to be taken out, but all the equipment on the first and second floors will be moved with the building. It is expected to take about two months before the work of moving is completed. Then the mill is to be enlarged and new machinery added to increase the capacity.

NEWS NOTES FROM SHIPPINGTON

SHIPPINGTON, June 3.—Cofor Brothers are making preparations to start up their brick plant. They have a good many brick on hand already, but will require a great many more in the construction of the new city hall.

Master Davis, a young gentleman with whom his parents reside in the Blehn addition, caused a great deal of excitement a few days ago by getting lost in the sage brush. The sage was not very tall—but neither was young Mr. Davis, and after an hour's search he was carried out of the brush like a tick from a sheep's wool.

Jim Straw's dairy in Blehn addition is a great addition to the business of this part. It is conducted in a neat, business-like way, and the plant is a good thing to see, with its neat cottages, gardens, flowers, etc. All the workers are in accord, there is no complaint from patron or pub-

Klamath Co.'s Debt Biggest in State

SALEM, June 2.—Showing the financial condition, the funds on hand and the amount of indebtedness of every county in the state, the first quarterly report of State Insurance Commissioner J. W. Ferguson under the new uniform accountancy law was printed and ready for distribution today. This is the first report of the kind ever issued in the state, and offers a means of comparison between the various counties. The report shows the condition of the counties' finances for the quarter ending on the 31st of March.

In all the counties of the state the total amount of funds on hand March 31 was \$6,691,861.74, while the total outstanding indebtedness was \$5,214,762.82. Twenty-one counties show an aggregate deficit of \$1,486,431.64. The assessed value of all taxable property in all the counties for 1913, was over \$954,000,000.

Thirteen of the thirty-four counties had outstanding indebtedness greater than the sum total of all funds on hand. These deficits ranged from \$1,416.67 in Coos county to \$479,725.67 in Klamath. On the other hand, the surplus balances of the other twenty-one counties ranged from \$19,955.15 in Benton to \$921,760.17 in Multnomah. Outside of Multnomah the highest surplus is

shown in Marion, which had in its various funds at that time \$248,301.82. The accounting department has segregated the county funds into twelve classifications, and for the first time the funds of the counties are all classified similarly. Months were spent by the accounting department in preparing and arranging for the installation of a uniform accounting system. The funds are classified into the following: General (county and state), general road, road districts, special roads, county schools, special school districts, high schools, library, register and indemnity, trusts, cities and towns, miscellaneous.

On the other hand, three classifications cover the indebtedness, as follows: County bonded indebtedness, outstanding warrants and agency fund liability.

Jackson county is the only county charged with a bonded indebtedness, its outstanding bonds at that time being \$460,000. A footnote, however, explains that Clatsop and Columbia counties had authorized the issuance of bonds, but that on March 31 they had not been sold.

The total amount of funds on hand, the amount of the indebtedness and the surplus or deficit in each county on March 31 is shown as follows:

Table with 3 columns: County, Fund, Surplus. Lists counties from Baker to Yamhill with their respective financial figures.

Total \$6,691,861.74. Deficit. Total surplus \$2,973,529.84; total deficit, \$1,486,421.64.

He, and still better—Jim is said to be thinking of getting married.

B. V. Finnell has the distinction of erecting the first windmill in this part of the county. The tall white tower of the mill is now a landmark in Buena Vista addition.

A twenty knot gale is whooping down the Upper Klamath Lake today, making it advisable for small craft to stay close to port.

Contrary to our usual grouch, we are pleased to say that the road between Klamath Falls and Shippington is in good condition.

Another oil man has just declared that oil can be struck by boring near Buena Vista landing. Many oil men who have been here from time to time are of the same opinion. If oil can really be struck here, it will be the biggest boom as well as the greatest boon, to Klamath county.

The world's production of gold is estimated at \$490,000,000.

Notice to the Stockholders of the Klamath Water Users' Association: You are hereby notified that pursuant to a resolution of the board of directors of the Klamath Water Users' Association duly made and entered on the minutes of said board held in the association office, rooms 17 and 18 Maddox-White building, Klamath Falls, Oregon, Saturday, March 28, 1914, the call for the annual meeting of the stockholders of the Klamath Water Users' Association was made, and that said annual meeting will be held in the Houston Opera House, Klamath Falls, Klamath county, state of Oregon, Friday, the 5th day of June, A. D. 1914, at the hour of 2 o'clock p. m. of said day.

That the purpose for which said annual meeting is called is for the election of a board of five directors for the ensuing year and for the transaction of such other business as may regularly come before said meeting. You are further notified that at

said annual meeting the following amendments to the by-laws of the Klamath Water Users' Association will be submitted for your acceptance or rejection, to-wit:

That section one (1) of article four of the said by-laws as amended be amended to read as follows: Section 1. Revenues necessary for the accomplishment of the purposes of this association shall be raised by an assessment thereof from time to time as required upon and against the share holders. No assessment shall be declared by the board of directors to be delinquent within less than thirty days after the time for levying the assessment.

That section two (2) of article four (4) of said by-laws be amended to read as follows: Section 2. No subscription of stock shall be accepted unless accompanied by the full payment of an amount in money equal to all assessments previously levied by this association on lands subscribed thereto, and the previous assessments heretofore referred to shall be determined by taking the aggregate of all assessments heretofore levied by this association. Assessments paid on shares of stock cancelled at the instance of the association within three years after April 1, 1905, for the reason that the land to which said shares are appurtenant is non-irrigable from the system owned or controlled or to be owned or controlled by the association shall be refunded to the holder at the time of cancellation; provided, however, that the association may execute releases upon the approval of the secretary of the interior for all lands heretofore subscribed to this association where such lands are not deemed irrigable from the irrigation works now constructed by the United States of America or their successors in interest upon payment of all assessments heretofore levied by this Association against said lands and against lands owned by the applicant for said release.

That section one (1) of article eight (8) of said by-laws be amended to read as follows: Section 1. All certificates or other

evidence of the ownership of shares of stock in this association shall have the seal of the association affixed; provided, however, that no certificate of stock or other evidence of ownership of stock in this association shall be issued until the full amount levied by the secretary of the interior under public notice upon and against the shares and lands represented thereby, and further, until the full amount of all assessments previously levied by this association upon and against the shares and lands represented thereby shall have been paid by the owner thereof.

Dated at Klamath Falls, Oregon, this 23d day of April, 1914. KLAMATH WATER USERS' ASSOCIATION. By Albert E. Elder, Secretary. (Seal) 4-30-6-4 sw

Notice of Sheriff's Sale By virtue of an execution on foreclosure duly issued by the clerk of the circuit court of the county of Klamath, state of Oregon, dated the 6th day of May 1914, in a certain action in the circuit court for said county and state, wherein R. B. Vining, as plaintiff, recovered judgment against P. L. Fountain as executor of last will and testament of James C. Mongold, deceased, and William D. Mongold, a minor, and an order for the sale of real property for the sum of one thousand dollars with interest from June 15, 1911, due R. B. Vining and the further sum of six hundred fifteen dollars due the Klamath Water Users Association, and costs taxed at \$15.60, on the 6th day of May, 1914.

Notice is hereby given that I will on the 11th day of June, 1914, at the rear door of the court house in Klamath Falls, in said county, at 10 o'clock in the forenoon of said day, sell at public auction to the highest bidder for cash the following described property, to-wit: The northeast quarter of section four, township forty, south of range nine east of Willamette meridian, Oregon.

Taken and levied upon as the prop- minor, or as much thereof as may be necessary to satisfy the said judgment in favor of R. B. Vining and an order erty of the said William D. Mongold, of sale of real property and against said William D. Mongold, a minor, with interest thereon, together with all costs and disbursements that have or may accrue. C. C. LOW, Sheriff. By Geo. A. Hayden, Deputy. Dated at Klamath Falls, Oregon, May 9, 1914. 5-11-6-8 sw

Notice to Creditors In the County Court of the State of Oregon, in and for Klamath County, State of Oregon, ss: Notice is hereby given that the undersigned, having been duly appointed by order of the county court of Klamath county, Oregon, administratrix of the estate of Prantiss S. Puckett, deceased, having qualified as such administratrix, all persons having claims against said deceased of whatsoever name or nature, is hereby directed and required to present said claim, duly verified, as by law required, within six months from the date of the first publication of this notice to said administratrix for allowance and approval.

Said claim to be filed with E. L. Elliott, attorney for said estate, at 212 Willits building, Klamath Falls, Oregon, that being the place for the transaction of the business of said estate. First publication of this notice dated the 1st day of June, 1914. KITTIE E. PUCKETT, Administratrix. E. L. ELLIOTT, Attorney. 6-1-6-29 sw

Administrator's Notice In the Matter of the Estate of Junette Jackson, Deceased: Notice is hereby given to the creditors of the above estate and all persons having claims against the same, to present such claims, together with the proper vouchers supporting them, within six months from the date of the first publication of this notice, to the administrator of said estate, John S. Horn, at the Bank of Bonanza, Bonanza, Oregon.

JNO. S. HORN, Administrator of Said Estate. 5-7-6-4 sw

SUMMONS. In the Circuit Court of the State of Oregon for Klamath county. Joseph H. Seeds, plaintiff, vs. Alice Seeds, defendant. To Alice Seeds, the above named defendant:

In the name of the State of Oregon: You are hereby required to appear and answer the complaint filed against you in the above entitled suit, on or before the 6th day of July, 1914, that being the last day of time within which the defendant is allowed to answer herein as fixed by the order of the court for publication of summons herein; and if you fail so to

appear and answer, the plaintiff will apply to the court for the relief prayed for in the complaint filed herein, to-wit: for a decree of said circuit court of the State of Oregon, for the county of Klamath, forever dissolving the bonds of matrimony existing between the plaintiff and defendant, and for such other relief as to the court shall appear just and equitable.

This summons is published in the Semi-Weekly Herald, a semi-weekly newspaper published at Klamath Falls, Oregon, by order of the Honorable Henry L. Benson, Judge of said Circuit Court, dated the 21st day of May, 1914, directing that such summons be so published once a week for six successive weeks. Date of first publication, May 25, 1914. C. C. BROWER, Attorney for plaintiff. 5-25-6-29 sw

Notice for Publication (Not Coal Lands) Department of the Interior, United States Land Office, at Lakeview, Oregon, April 15, 1914.

Notice is hereby given that Pliny A. Jerome, whose postoffice address is Dairy, Oregon, did, on the 19th day of March, 1914, file in this office sworn statement and application No. 07376, to purchase the W 1/2 NW 1/4, Section 26, Township 33 south, Range 10 east, Willamette Meridian, and the timber thereon, under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," as such value as might be fixed by appraisal, and that, pursuant to such application, the land and timber thereon have been appraised at a total of \$240., the timber estimated at 200,000 board feet at \$1 per thousand, and the land at \$40; that said applicant will offer final proof in support of his application and sworn statement on the 22d day of June, 1914, before J. O. Hamaker, U. S. commissioner, at Bonanza, Oregon. Any person is at liberty to protest this purchase before entry, or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry. JAMES H. BURGESS, 4-20-6-22 a Register.

Notice of Proceedings to Determine Water Rights Before the State Water Board of the State of Oregon, Water Division No. 1, Klamath County.

In the Matter of the Determination of the Relative Rights to the Waters of Anna Creek and Its Tributaries, Tributary of Wood River. To All Parties, Firms and Corporations, claiming a right to the use of the waters of the above named stream or any tributary thereof, or owning or being in possession of lands bordering on or having access to said stream or any of its tributaries, in the County of Klamath, State of Oregon, and To All Whom It May Concern: In the name of the State of Oregon: You and each of you are hereby notified that the state engineer of the state of Oregon will begin the examination of that certain stream known as Anna Creek, and its tributaries, situated in Klamath county, Oregon, and the ditches diverting water therefrom, on Monday, the 15th day of June, 1914, at Fort Klamath, Klamath county, Oregon, pursuant to a petition filed requesting a determination of the relative rights of the various claimants to the water thereof;

And you are hereby further notified that the superintendent of Water Division No. 1, of the state of Oregon, will commence the taking of testimony as to the rights of all parties claiming water from said stream, or its tributaries, for irrigation, power, mining or other beneficial use, on Tuesday, the 16th day of June, 1914, at the hour of 10 o'clock a. m., at the Hotel Hall, in Klamath Falls, Klamath county, Oregon; and on Thursday, the 18th day of June, 1914, at the hour of 10 o'clock a. m., at the hotel in Fort Klamath, Klamath county, Oregon.

And you are hereby ordered to appear before the undersigned superintendent of Water Division No. 1, at one of the times and places above mentioned, and submit proof of your claim to the waters of said stream or any tributary thereof, if any right thereto is claimed by you; and you are hereby further notified that if you fail to so appear and submit proof of your claim to the waters of said stream, or tributary thereof, default will be entered against you, and you will be barred and estopped from subsequently asserting any rights to the waters aforesaid, and will be held deemed to have forfeited all right to the use of said waters theretofore claimed by you.

By order of the state water board of the State of Oregon. Dated this 19th day of November, 1913, at Salem, Oregon. JOHN H. LEWIS, State Engineer. JAMES T. CHINNOCK, Superintendent of Water Division No. 1. GEO. T. COCHRAN, Superintendent of Water Division No. 3. Attest—M. F. MERS, Secretary. 5-4-11 s